

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

JONATHAN LEE RICHES,

Plaintiff,

vs.

DAYLIGHT SAVING TIME,

Defendants.

CV 16-00023-BLG-SPW-CSO

RECOMMENDATION AND ORDER

Plaintiff Jonathan Lee Riches has submitted a two-page document seeking a restraining order against daylight savings time. *ECF 1*. Riches's filing is deficient because he did not submit the filing fee or an application to proceed in forma pauperis. See 28 U.S.C. § 1914(a)(requiring \$350.00 filing fee); 28 U.S.C. § 1915 (explaining proceedings in forma pauperis.)

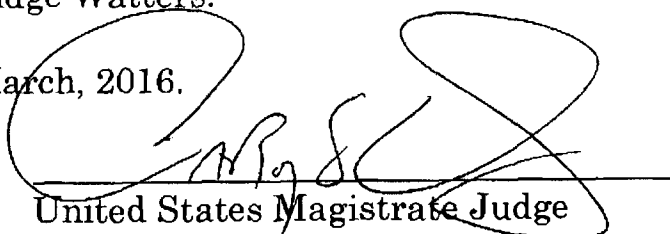
Even if he had filed a motion to proceed in forma pauperis the Court would have denied it because Riches has abused the judicial process as set forth in the orders denying his motion to proceed in forma pauperis in *Riches v. Cam Newton*, Civil Action No. 11-cv-09-BLG-RFC-CSO, *ECF 3* and *Romano (a/k/a Riches) v. Kim Kardashian*,

Civil Action No. 12-cv-109-M-DLC. Riches has filed thousands of actions in federal courts throughout the country, most of which have been dismissed as frivolous, malicious, or for failing to state a claim upon which relief could be granted. *Id.* Therefore, he is barred from proceeding in forma pauperis unless he can show that he qualifies for the "imminent danger of serious physical injury" exception of 42 U.S.C. § 1915(g). Riches argues that he faces danger from daylight savings time because it is disrupting his biological clock and sleep patterns. His statements are absurd and do not plausibly raise a concern of imminent danger of serious physical injury. In fact, the Complaint is just another in the series of unquestionably frivolous civil actions Riches has filed in federal courts across the nation.

Further, the allegations in this filing are ridiculous, frivolous and clearly brought to abuse the judicial process.

Based on the foregoing, the Court **RECOMMENDS** that the following Order be issued by Judge Watters.

DATED this 15th day of March, 2016.



United States Magistrate Judge

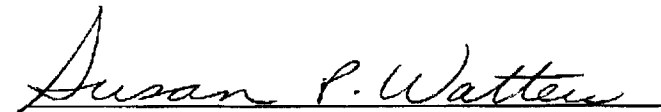
Based upon the recommendation of Judge Ostby, the Court issues the following:

ORDER

1. The matter is **DISMISSED**. The Clerk of Court is directed to close the case and enter judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

2. No motions for reconsideration or rehearing will be entertained and the Clerk of Court is directed to discard any such motions.

DATED this 15th day of March, 2016.


SUSAN P. WATTERS
United States District Judge